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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF DENTISTRY

In the Matter of)	
)	Administrative Action
)	
PETER CHU, D.D.S.)	
License No. DI 15427)	CONSENT ORDER
)	
Licensed to Practice Dentistry))	
in the State of New Jersey))	
<hr/>)	

This matter was opened to the New Jersey State Board of Dentistry ("Board") upon the application of Peter Chu, D.D.S. ("respondent"), seeking to reinstate his license to practice dentistry. Respondent received his license (inactive status) in November 1985 and renewed it as an inactive license on a biennial basis until 1993. In August 1997, respondent sought to reactivate his license and disclosed on that application that in 1997 he had been subject to disciplinary action in Maryland based on certain activities that occurred in 1984 and 1985. The Maryland State Board of Dental Examiners in July 1997 entered a final order including findings that in 1984 respondent had billed and received

payment in the amount of \$802.00 from a patient's new insurance company for work performed in 1983 which had previously been paid by a prior insurer. The Maryland Board further found that respondent submitted an insurance claim stating services were rendered in December 1984 when in fact the services were actually rendered in January 1985. Respondent was paid \$340.00 on that false claim. Finally, the Maryland Board found that respondent, in early 1984, after learning that a patient's insurance did not cover the bridge work actually performed, resubmitted an insurance claim form falsely stating that he had performed root canal therapy and follow up post, core and crown work. Respondent was paid \$803.00 on that claim. The total amount paid to respondent based on these false submissions was \$1954.00.

The Maryland Board, among other things, suspended respondent from the practice of dentistry in that state for a period of five years, which suspension was stayed in its entirety, directed that respondent submit to practice reviews, and complete certain continuing education requirements. That order provides the basis for this Board to take this action. N.J.S.A. 45:1-21 g.

On April 15, 1998, respondent appeared before the Board at an investigative inquiry during which he answered questions relating to the Maryland action and the practice of dentistry in general. Following review of the documents and respondent's testimony, and noting the length of time that has passed since the conduct at issue occurred, the Board has determined that respondent may have his license reinstated subject to the conditions outlined in this order. The Board finds that the restrictions placed on

respondent's practice by this order are adequate to protect the health and welfare of the public, and that good cause exists for entry of this order, therefore:

IT IS ON THIS ^{August} 20th DAY OF ~~JULY~~, 1998

ORDERED:

1. Respondent's license is reinstated on a probationary basis for a period of five years.

2. During the probationary period, respondent shall be subject to not fewer than four random audits per year which audits shall include review of not fewer than 15 patient charts for treatment reviews and not fewer than 15 charts for billing and insurance records. The New Jersey Division of Consumer Affairs Enforcement Bureau shall conduct the audits at unannounced inspections and all expenses incurred in connection with these audits shall be borne by respondent.

3. Respondent shall, contemporaneously with the entry of this order, pay a reinstatement fee of \$.200 and the current licensing fee of \$100, by certified check or money order payable to State of New Jersey, Division of Consumer Affairs, and forwarded to Agnes M. Clarke, Executive Director, New Jersey State Board of Dentistry, P.O. Box 45005, Newark, New Jersey 07101.

4. Respondent shall pay costs in connection with the investigative inquiry, which costs shall be set forth in an affidavit of a member of the Board's staff and forwarded to respondent. Respondent shall pay costs associated with the random audits, which costs shall be set forth in an affidavit by a member of the Board staff or the Enforcement Bureau staff. Respondent.

shall pay the costs within 14 days of receipt of the notification to pay, unless he seeks to contest the amount set forth in the notification. If respondent chooses to challenge the amount of costs, he shall within 14 days of receipt of the notification to pay, submit his objection and reasons therefore in writing to the Board. The Board shall then determine the amount of costs to be paid by respondent based on the papers submitted.

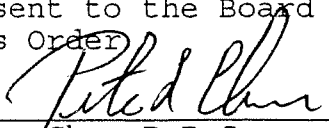
5. Upon the Board's receipt of any information which the Board, in its sole discretion, deems reliable demonstrating that respondent has engaged in any unlawful acts and practices in connection with billing and receipt of insurance payments for services rendered, respondent's license to practice dentistry shall be temporarily suspended pending a hearing before the Board or a committee of the Board, within five days, which hearing shall be limited to the issue of the violation alleged. If after the hearing the violation is found, respondent consents to the automatic revocation of his license.

New Jersey Board of Dentistry

By: 

Valentine P. Bloch, D.D.S.
President

I have read and understand this Consent Order and agree to be bound by its terms. I give my consent to the Board to enter this Order



Peter Chu, D.D.S.